

MEMORANDUM

Agenda Item No. 6 (F)

TO: Hon. Chairperson and Members
Board of County Commissioners

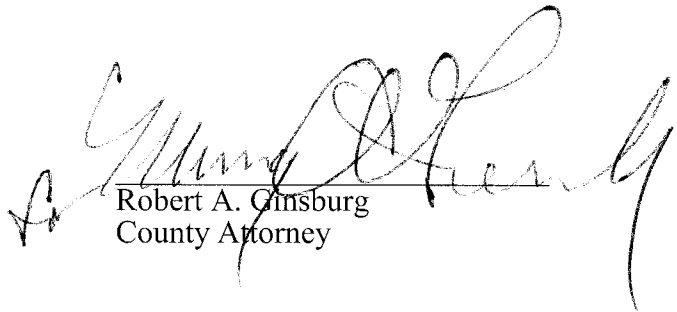
(Second Reading 5-6-03)

DATE: April 8, 2003

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Ordinance relating to the Jay
Malina International Trade
Consortium

The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Jose "Pepe" Diaz.


Robert A. Ginsburg
County Attorney

RAG/bw



MEMORANDUM

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: May 6, 2003

SUBJECT: Ordinance relating to the Jay
Malina International Trade
Consortium

FROM: Steve Shiver
County Manager

A handwritten signature in black ink, appearing to read "Steve Shiver", is written over the printed name and title of the County Manager.

This proposed ordinance relating to the Jay Malina International Trade Consortium will have no fiscal impact on Miami-Dade County. The only change to this proposed ordinance was an amendment stating that voting members of the International Trade Consortium board are not bound to Section 2-11.38 of the Code, which does not allow persons to serve on more than one governing board simultaneously.



MEMORANDUM

(Revised)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: May 6, 2003

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 6(F)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 6(F)
5-6-03

ORDINANCE NO. _____

ORDINANCE RELATING TO THE JAY MALINA
INTERNATIONAL TRADE CONSORTIUM OF MIAMI-
DADE COUNTY (ITC); AMENDING SECTION THREE OF
ORDINANCE 02-225 PERMITTING MEMBERS OF OTHER
COUNTY BOARDS TO SERVE ON THE ITC; PROVIDING
SEVERABILITY, INCLUSION IN THE CODE AND AN
EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS
OF MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 3 of Ordinance 02-225 is hereby amended to read as
follows:¹

ORDINANCE 02-225

ORDINANCE CREATING THE JAY MALINA
INTERNATIONAL TRADE CONSORTIUM OF MIAMI-
DADE COUNTY (ITC); PROVIDING FOR THE
APPOINTMENT, TENURE AND REMOVAL OF
MEMBERS; ORGANIZATION OF THE ITC; AND
SPECIFYING POWERS AND DUTIES OF THE ITC;
PROVIDING SEVERABILITY, INCLUSION IN THE
CODE AND AN EFFECTIVE DATE

* * *

Section 3. Appointment and tenure.

(a) *Composition.* The voting members of the ITC governing board shall be
appointed as follows: The County Manager shall appoint the Chairperson of the ITC

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words
underscored and/or >>double arrowed<< constitute the amendment proposed.
Remaining provisions are now in effect and remain unchanged.

subject to ratification by Commission. The Mayor of Miami-Dade County shall appoint five (5) voting members to the ITC. Each member of the BCC shall appoint one (1) voting member to the ITC. In addition, the following organizations shall each appoint one (1) voting member to the ITC: Greater Miami Chamber of Commerce, Association Bi-National Chambers of Commerce, Mayor's African Trade Task Force, Enterprise Florida Inc., Miami International Airport, Port of Miami, the Greater Miami Visitors and Convention Bureau, the Beacon Council, United States Department of Commerce, Latin Chamber of Commerce (CAMACOL), Miami-Dade Chamber of Commerce, World Trade Center, Florida International Bankers Association, the City of Miami International Trade Board, the Florida Custom Brokers and Freight Forwarders Association, the District Export Council, and the Mayor's International Trade Council. The Chair of the Miami-Dade Sister Cities Coordinating Council and the Dean of the Consular Corps of Miami shall also serve as voting members of the ITC. ITC members appointed by the above listed organizations must be members of the board of directors of said organizations and not paid staff members with the exception of the appointees of Miami International Airport, Port of Miami, Greater Miami Convention and Visitors Bureau, Enterprise Florida, and the United States Department of Commerce. Voting members of Miami International Airport and the Port of Miami shall be appointed by the County Manager. The Directors, or their designees, of the Greater Miami Convention and Visitors Bureau and Enterprise Florida, Inc., shall serve as voting members of the ITC. The ITC shall retain the existing members of the Board of Directors of the TMC as the initial governing board of the ITC until the members of the ITC have been appointed.

(b) *Qualifications.* Each voting member of the ITC shall be a United States citizen, a permanent resident and duly qualified elector of Miami-Dade County unless the Board of County Commissioners waives the residency requirement by a two-thirds vote of its membership. No person shall be qualified to sit as a voting member if that person is an officer, representative, administrator, or employee of any consultant, contractor or agency contracting with or receiving funding from the ITC except if that person is employed by or is serving on the governing board of the ITC as a representative of State or local government. Trustees who are representatives of or who are employed by any State or local governmental agency may not vote on matters affecting the governmental agency by which they are employed or whom they represent. >>The provision of Section 2-11.38 of the Miami-Dade County Code providing that no person shall serve on more than one (1) County board simultaneously, shall not apply to the voting members of the ITC governing board appointed to the board since its inception.<<

(c) *Tenure of Voting Members.* ITC voting members shall serve two (2) year staggered terms beginning from the time of their appointment. The members of the ITC governing board may be re-appointed to two (2) additional two (2) year terms at the conclusion of their first term. At the second meeting of the ITC, lots will be drawn to determine which half of the ITC shall initially serve a one (1) year term. The remaining half of the ITC shall serve for a two (2) year term of office. Thereafter, the members of the ITC shall on November 1st of each year serve a two (2) year staggered term of office.

(d) *Compensation.* ITC members shall serve without compensation but shall be entitled to reimbursement for necessary expenses.

(e) *Removal.* An ITC member may be removed by a majority vote of the BCC for cause.

(f) *Vacancy.* Upon any vacancy of an ITC member, the appropriate appointing entity shall fill the vacancy.

* * *

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The section of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word “ordinance” may be changed to “section,” “article,” or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 5. This ordinance shall sunset on December 31, 2006.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency

RA6

Prepared by:

SS/RA6

Stephen Stieglitz

Sponsored by Commissioner Jose “Pepe” Diaz